

Remarks

The Examiner has rejected claims 10, 11, 14, 17, 18 and 33 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

In this regard claims 10, 11, 14, 17, 18 and 33 have been amended in view of the Examiner's comments and as amended are believed to be allowable.

Claims 2, 7, 9, 18 and 30 also have been amended to correct grammatical errors which have been noted in rereading the claims. The structure of claim 12 has been adjusted for clarity.

Claim 14 has been amended to change its dependency to claim 12.

The Examiner has rejected all of the claims under 35 U.S.C. § 103 as being unpatentable over the EDGE, Mace and Cataldo articles, which appeared in various publications cited by the Examiner. Exhibit 1 is a copy of a Press Release dated September 26, 1994 from Cirrus Logic outlining the new Cirrus Logic products which were then about to be released. This copy was obtained from the Lexis-Nexis Business wire. It is clear from the context of the three articles that the material reported on therein is contained in a Cirrus Logic product and that the articles were prompted by the Cirrus Logic Press Release shown in Exhibit 1.

Applicant has provided affidavits from each of the inventors (Exhibits 2 and 3) clearly setting forth that they worked for Cirrus Logic at the time they conceived the invention claimed herein, and that the date of the invention preceded the date of the respective articles and that the discussion of the inventive concepts in the articles which were claimed in this application were, in fact, their inventive concepts invented jointly. Accordingly, it is respectfully submitted that all of the claims, as amended, are allowable. A favorable action in that regard is solicited.

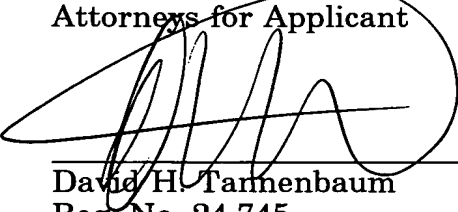
The Examiner's attention is also called to Patent 5,406,306, dated April 11, 1995, inventors Jonathan I. Siann, et al. and assigned to Brooktree Corporation. The '306 patent was called to applicant's attention in late December 1995. Applicant has reviewed the patent and, as discussed in the Supplemental Information Disclosure Statement filed concurrently herewith, Applicant believes that the claims of the instant invention are patentable over the '306 reference.

Applicant respectfully requests that the Examiner call him at the below listed number if the Examiner believes that such a discussion would be helpful in resolving any remaining problems.

Respectfully submitted,

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Attorneys for Applicant

Date: 2-5-96

A handwritten signature in black ink, appearing to read 'D. H. Tannenbaum', is written over a horizontal line. The signature is stylized with large, sweeping loops.

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